



Ch

MP
\$

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	ATTY'S DKT: STYME1A
STYMNE et al.)	
)	
Appln. No.: 09/917,805)	
)	Washington, D.C.
Filed: 31 July 2003)	
)	October 24, 2003
For: PLANT ENZYME...)	
)	Attn: PETITIONS

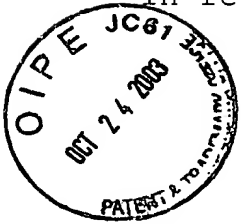
**(1) PETITION AND (2) RESPONSE TO NOTICE TO FILE
MISSING PARTS OF NONPROVISIONAL APPLICATION**

U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Mail Stop Missing Parts
Crystal Plaza Two, Lobby, Room 1B03
Arlington, Virginia 22202
Sir:

Applicant is in receipt of the Notice To File
Missing Parts of Nonprovisional Application, mailed September
2, 2003, which indicates that (1) Figure 1 has been omitted
from the application, and (2) that missing parts are due.

Petition

It is respectfully submitted that Figure 1 was
filed with the application on July 31, 2001. As evidence of
said filing attached please find a copy of the return postcard
date-stamped by the PTO Mail Room as having been timely
received by the PTO on July 31, 2001.



As it appears that Figure 1 was somehow separated from the file after receipt by the PTO, a copy of said figure is attached herewith.

In view of the above evidence, it is clear that the presently missing Figure 1 was originally filed. Indeed, the postcard by itself should be sufficient, as MPEP Section 503 states:

A postcard receipt which itemizes and properly identifies the papers which are being filed serves as **prima facie** evidence of receipt of the PTO of all items listed there on the date stamped thereon by the PTO.

The required petition fee of \$130.00, set forth under 37 CFR 1.17(h), is included on the attached PTO 2038. It is respectfully requested that any deficiency in the attached fees be charged to the deposit account of the undersigned (02-4035). However, as Figure 1 was indeed originally filed as stated above, please credit said deposit account in the amount of \$130.00.

Granting of this petition is respectfully requested.

Missing Parts

The Notification also indicates that the basic filing fee and the late filing fee surcharge are due. Accordingly, the basic filing of \$770.00 and the late filing

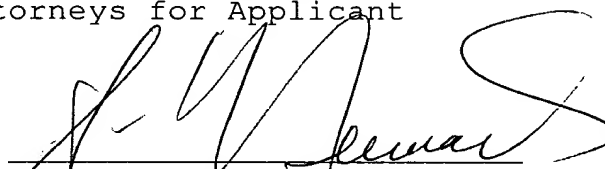
In re Appln. No. 09/917,805 (STYMNE1A)

fee surcharge of \$130.00 are also included on the attached form PTO-2038.

Lastly, the Notification requires new copies of Figures 3 and 4 due to margin errors. Accordingly, also attached please find new Figures 3 and 4 with corrected margins.

BROWDY AND NEIMARK, P.L.L.C.
Attorneys for Applicant

By


Sheridan Neimark
Registration No. 20,520

SN:keb

Telephone No.: (202) 628-5197

Facsimile No.: (202) 737-3528

G:\BN\B\Bran\Stymne1A\Pto\petition to accept papers.doc